

JUDICIAL COUNCIL OF THE EIGHTH CIRCUIT

JCP No. 08-23-90104

In re Complaint of John Doe¹

This is a judicial complaint filed by an inmate (“complainant”) against a United States Circuit Judge. The judicial complaint alleges that the judge violated the complainant’s rights in two separate cases in which the judge is alleged to have participated and alleges that the judge conspired with another judge to violate the complainant’s rights.

Insofar as the judicial complaint challenges the judge’s rulings, they must be dismissed as “directly related to the merits of a decision or procedural ruling.” 28 U.S.C. § 352(b)(1)(A)(ii); *accord* Judicial-Conduct and Judicial-Disability Proceedings of the Judicial Conference of the United States (J.C.U.S.) Rule 4(b)(1), 11(c)(1)(B).

Insofar as the judicial complaint alleges misconduct on the part of the judge, such allegations are “frivolous [and] lacking sufficient evidence to raise an inference that misconduct has occurred.” 28 U.S.C. § 352(b)(1)(A)(iii); *accord* J.C.U.S. Rule 11(c)(1)(C), (D).

The judicial complaint is dismissed. *See* J.C.U.S. Rule 11(c)(1)(A).

¹Under Rule 4(f)(1) of the Rules Governing Complaints of Judicial Misconduct and Disability of the Eighth Circuit, the names of the complainant and the judicial officers complained against are to remain confidential, except in special circumstances not here present.

October 13, 2023

A handwritten signature in black ink, appearing to read "Bobby E. Shepherd", written over a horizontal line.

Bobby E. Shepherd
United States Court of Appeals
for the Eighth Circuit